

EXHIBIT 15

(To be filed under seal)

ORIGINAL
FILED

NOV 13 2012

RICHARD W. WIERING
CLERK, U.S. DISTRICT COURT,
NORTHERN DISTRICT OF CALIFORNIA

SEALED
BY COURT ORDER

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CRB

SAN FRANCISCO DIVISION

No.

12 90 79 1MISC
ORDER AUTHORIZING INTERCEPTION
OF WIRE COMMUNICATIONS AND
OBTAINING OF GPS LOCATION
INFORMATION

FILED UNDER SEAL

IN THE MATTER OF THE
APPLICATION OF THE UNITED
STATES FOR AN ORDER
AUTHORIZING THE INTERCEPTION
OF WIRE COMMUNICATIONS ON
CELLULAR TELEPHONES [REDACTED]
[REDACTED] AND THE
OBTAINING OF GPS PRECISE
LOCATION INFORMATION FOR
THE SAME TELEPHONES

SEALED ORDER

Application under oath having been made before me by William Frentzen, an Assistant United States Attorney for the Northern District of California, an investigative or law enforcement officer of the United States within the meaning of 18 U.S.C. § 2510(7), and an attorney for the government as defined in Rule 1(b)(1)(B) of the Federal Rules of Criminal Procedure, for an order authorizing the interception of wire communications and the obtaining of global positioning system (herein "GPS") precision location information, and full consideration having been given to the matters set forth therein, the Court finds:

1. The Application is made pursuant to the authority of Deputy Assistant Attorney General Bruce C. Swartz, a specially designated representative of the Attorney General of the United States, and therefore satisfies the dictates of 18 U.S.C. § 2516(1).

2. There is probable cause to believe that the following individuals: Keith JACKSON ("JACKSON"), [REDACTED] Senator Leland YEE ("YEE"), [REDACTED] [REDACTED], Brandon JACKSON ("Brandon JACKSON"), Marlon SULLIVAN ("SULLIVAN"), and Kwok Cheung CHOW, a/k/a Raymond Chow, a/k/a Shrimp Boy, a/k/a Ha Jai ("CHOW"), and others whose identities are presently unknown (collectively, the "Target Subjects and Interceptees"), have committed, are committing, and will continue to commit violations of one or more of the following federal felony offenses enumerated in 18 U.S.C. § 2516 (the "Target Offenses"), that is:

- (a) mail fraud and wire fraud, in violation of Title 18, United States Code, Sections 1341, 1343, and 1346;
- (b) money laundering, in violation of Title 18, United States Code, Section 1956;
- (c) violations of the Travel Act, in violation of Title 18, United States Code, Section 1952;
- (d) conspiracy to distribute controlled substances, in violation of Title 21, United States Code, Section 846;
- (e) distribution of controlled substances, in violation of Title 21, United States Code, Section 841; and

(f) use of communication facility to commit or facilitate narcotics offense, in violation of Title 21, United States Code, Section 843(b).

3. There is probable cause to believe that particular wire communications of the Target Subjects and Interceptees concerning the offenses described above, will be obtained through the interception of wire communications requested in this application. Specifically, there is probable cause to believe that the cellular telephones bearing the following identification described in further detail below:

Target Telephone 1

Suspected primary user:
Call Number:
IMSI/IMEI:
Provider:
Subscriber:

Keith JACKSON

T-Mobile

San Francisco, CA 94109

Target Telephone 2

Suspected primary user:
Call Number:
IMEI:
Provider:
Subscriber:

Senator Leland YEE

Verizon

San Francisco, CA 94121

(herein "Target Telephones") are being used to commit the Target Offenses. There is also probable cause to believe that the obtaining of precision location information of the Target Telephones will constitute or lead to evidence of the Target Offenses. In particular:

- a. There is probable cause to believe that the Target Telephones have been, are now, and will continue to be used to commit the Target Offenses;
- b. There is probable cause to believe that the Target Telephones have been, are now, and will continue to be used by the Target Subjects and Interceptees in connection with the commission and attempted commission of the Target Offenses; and
- c. There is probable cause to believe that particular wire communications of the Target Subjects and Interceptees and others as yet unknown, concerning the Target Offenses, will be obtained through the interception of wire

communications requested in this Application. In particular, the wire communications are expected to identify, among other things:

- (i) the nature, extent and methods of operation of all of the Target Subjects' scheme to commit the Target Offenses;
- (ii) the identity of all of the Target Subjects' accomplices, aiders and abettors, co-conspirators and participants in their commission of the Target Offenses;
- (iii) the receipt and distribution of all contraband and money involved in the Target Offenses;
- (iv) the locations and items used in furtherance of the Target Offenses;
- (v) the existence and locations of all records relating to the Target Offenses;
- (vi) the location and source of all resources used to finance the Target Offenses; and
- (vii) the location and disposition of all of the proceeds from the Target Offenses.

4. Traditional investigative techniques have been tried and have failed. Additional efforts to employ normal investigative techniques reasonably appear unlikely to succeed in the future, or to be too dangerous to utilize, and they reasonably appear unlikely to reveal the full scope of the unlawful activities, the roles of the individuals involved, or the identities of other participants.

5. This Order authorizes the interception of wire communications on the Target Telephones in connection with the pending investigation of violations of the Target Offenses. Pursuant to Rule 41 of the Federal Rules of Criminal Procedure, this Order also authorizes the obtaining and use of GPS precision location information for the Target Telephones.

WHEREFORE, IT IS HEREBY ORDERED that Special Agents of the Federal Bureau of Investigation ("FBI") and other federal and specifically designated local law enforcement officers, as well as language specialists employed by the FBI, are authorized, pursuant to an application authorized by a duly designated official of the Criminal Division, United States Department of Justice, pursuant to the power delegated to him by special designation of the

1 Attorney General and vested in the Attorney General by 18 U.S.C. § 2516, to intercept the wire
2 communications of the Target Subjects and Interceptees on the **Target Telephones** concerning
3 the Target Offenses listed above. Pursuant to 18 U.S.C. § 2518(5), such interception shall not
4 terminate automatically after the first interception that reveals the manner in which the alleged
5 co-conspirators and others as yet unknown conduct their illegal activities, but may continue until
6 all communications are intercepted which reveal fully the manner in which the interceptees and
7 others as yet unknown are committing the offenses described herein, the manner in which the
8 interceptees and others as yet unknown participate in the specified offenses; the level of
9 involvement and the identity of all coconspirators and aiders and abettors who are acting in
10 concert with the interceptees of this application; and the precise nature and scope of the illegal
11 activities and conspiracy as described above, or for a period of 30 days measured from the earlier
12 of the day on which the investigative or law enforcement officers first begin to conduct the
13 authorized interception, or ten days after the date this Order is signed by the Court.

14 IT FURTHER APPEARING THAT, during the course or the interception, the service
15 provider may change:

16 IT IS FURTHER ORDERED that this Order is binding on any domestic USA service
17 provider providing wire communications service to the **Target Telephones** without further order
18 of this Court upon service of a certified copy of this Order.

19 IT IS FURTHER ORDERED that T-Mobile, Verizon, or any subsequent service
20 providers as defined in 18 U.S.C. § 2510(15), shall notify the applicant immediately if and when
21 the Device Number/ESN/IMSI/MEID, or the telephone number for the **Target Telephone** is
22 supplied to another service provider.

23 IT IS FURTHER ORDERED that in the event that the service provider for the **Target**
24 **Telephones** changes during the course of the interception, interception may continue with the
25 new service provider without further order of this Court upon service of a certified copy of the

1 Court's Order.^{1/} The United States will advise the Court of the change of service provider in the
 2 periodic progress reports submitted to this Court.

3 IT IS FURTHER ORDERED that the authorization given during this 30-day period shall
 4 apply not only to the telephone number listed above for the **Target Telephones**, but to any
 5 changed telephone number(s) or other telephone number(s) subsequently assigned to or used by
 6 the instrument(s) bearing the same IMEI numbers listed above, or to any new IMEI number(s)
 7 assigned to the telephone numbers listed above for the **Target Telephones**. It is further ordered
 8 that the authorization to intercept wire communications apply to background conversations
 9 intercepted through the **Target Telephones** while the **Target Telephones** are off the hook or
 10 otherwise in use. It is further ordered that the authorization to intercept the wire communications
 11 of the Target Subjects Interceptees occurring on the **Target Telephones** apply to voice-mail
 12 messages intercepted as they are left or retrieved. It is further ordered that the authorization to
 13 intercept the wire communications of the interceptees occurring over the **Target Telephones**
 14 apply to any push-to-talk communications.

15 IT IS FURTHER ORDERED that, because of the inherent mobility of the **Target**
 16 **Telephones**, and pursuant to 18 U.S.C. § 2518(3), in the event that the **Target Telephones** move
 17 outside the territorial jurisdiction of this Court, the Northern District of California, interception
 18 may take place in any other jurisdiction within the United States.

19 IT IS FURTHER ORDERED that, pursuant to 18 U.S.C. § 2518(5), the period of
 20 authorized interception set forth in the order runs from the earlier of the day on which the
 21 investigative or law enforcement officer first begins to conduct the authorized interception or ten
 22 days after the Order is signed by the Court.

23 IT IS FURTHER ORDERED that, based upon the request of the applicant, pursuant to 18
 24 U.S.C. §§ 2703, 3122 and 3123, T-Mobile, Verizon, the telephone service providers for the
 25

26 ^{1/} This order remains effective in the event that the **Target Telephones** are transferred to
 27 another carrier pursuant to "Local Number Portability," which allows a telephone user to change
 28 his telephone company but still keep the same telephone number. However, such transferred
 effect of the order will apply only if the **Target Telephones** are transferred (i.e. "ported") to
 another telephone carrier, and the telephone number and subscriber information remain the same.

1 Target Telephones, and any other related provider of wire communications services as defined
2 in 18 U.S.C. § 2510(15), shall provide the following services concerning the Target
3 Telephones: caller I.D., speed dialing, call waiting, reverse number searches, historical cell site
4 information,^{2/} toll records, and related information as described above, pen register data and trap
5 and trace extended digit-dialed data, direct connect/digital dispatch ("Push to Talk") services,
6 three-way calling, and all other services. These services are to be provided to the government on
7 an "as needed basis" to be determined by FBI.

8 IT IS FURTHER ORDERED, based upon the request of the Applicant pursuant to 18
9 U.S.C. 2518(4) and 18 U.S.C. § 2518(5), that T-Mobile, Verizon, and any related wire
10 communication service providers as defined in 18 U.S.C. § 2510(15), shall furnish and continue
11 to furnish T-Mobile and Verizon with all information, facilities, and technical assistance
12 necessary to accomplish the interceptions unobtrusively and with a minimum of interference with
13 the services that such service providers are according the persons whose communications are to
14 be intercepted, and to ensure an effective and secure installation of electronic devices capable of
15 intercepting wire communications over the above-described telephone facilities. T-Mobile and
16 Verizon may use all necessary and reasonable means to carry out the requested interception. The
17 service providers furnishing such facilities or technical assistance shall be compensated by the
18 applicant for reasonable expenses incurred in providing such facilities or assistance. The switch
19 mechanisms which allow law enforcement to receive audio shall be programmed within four
20 business hours of receipt of the Court's Order.

21 IT IS FURTHER ORDERED that, pursuant to 18 U.S.C. §§ 2703(c) and (d), T-Mobile,
22 Verizon, and any related wire communications service providers as defined in 18 U.S.C.
23 § 2510(15), shall disclose to FBI all published and non-published subscriber records and other
24 information (including toll records) relevant to this investigation, that is, all such information
25 pertaining to telephone numbers associated with telephones, digital display devices, and mobile
26 telephones utilized, if any, which may be requested in furtherance of this investigation, within 24

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28 ^{2/} This includes the physical address of the cell sites and sectors and corresponding
antenna information used to identify the location of the Target Telephones.

1 hours of said verbal or written request, and, provide these records and information electronically,
2 when requested. Such information shall include, but not be limited to, subscriber date of birth,
3 driver's licenses (state of issuance and number), social security number, available contact names
4 and numbers, employment information, all telephone numbers listed to subscribers under the
5 same or different account, method of payment, length of service, periods of telephone activation,
6 account and billing information, and incoming and outgoing toll information (both historical and
7 ongoing), including direct connect/digital dispatch ("Push to Talk") services and call detail. It is
8 further ORDERED that, when requested, the service provider shall provide toll information for
9 up to the preceding 90 days. Based upon the specific and articulable facts set forth in the
10 affidavit attached to the application referenced above, there are reasonable grounds to believe
11 that the records and other information to be sought are relevant and material to the ongoing
12 criminal investigation, in that the records and other information will assist law enforcement
13 personnel in fully identifying the named interceptees, their co-conspirators and associates, and in
14 identifying locations used by the organization to conduct its unlawful activities.

15 IT IS FURTHER ORDERED that the furnishing of said information, facilities, and
16 technical assistance by T-Mobile shall terminate after 30 days measured from the earlier of the
17 day on which the investigative or law enforcement officers begin to conduct the interception of
18 wire communications pursuant to this Order, or ten days from the date this Order is signed by the
19 Court, unless otherwise ordered by this Court.

20 IT IS FURTHER ORDERED that, pursuant to Federal Rule of Criminal Procedure 41,
21 that FBI agents may obtain and use global positioning system ("GPS") precision location
22 information to monitor the precise physical location of the **Target Telephones**, including but not
23 limited to data indicating the specific latitude and longitude, or other precise location information
24 of the **Target Telephones** for a period of thirty days. There is probable cause to believe that the
25 precise location of the **Target Telephones** at times determined by investigators will constitute or
26 lead to evidence of the Target Offenses.

27 IT IS FURTHER ORDERED that the warrant for the precise location information be
28 returned to the issuing judicial officer within ten days after the termination of the execution of

1 the Order.

2 IT IS FURTHER ORDERED that, pursuant to 18 U.S.C. § 3103a(b) and Federal Rules of
3 Criminal Procedure 41(f)(3), delay of the notification of the acquisition of geolocation
4 information is authorized until such time as the inventory required under Title 18, United States
5 Code, Section 2518(8)(d) is served.

6 IT IS FURTHER ORDERED, to avoid prejudice to this criminal investigation, any
7 individuals shall not disclose or cause a disclosure of this Court's Order, the request for
8 information, facilities, and assistance by the FBI, or the existence of the investigation to any
9 person other than those agents and employees of the FBI (including employees of state and local
10 task forces) who require this information to accomplish the requested interceptions.

11 IT IS FURTHER ORDERED that this Order shall be executed as soon as practicable
12 after it is signed and that all monitoring of wire communications shall be conducted in such a
13 way as to minimize the interception and disclosure of the communications intercepted to those
14 communications relevant to the pending investigation, in accordance with the minimization
15 requirements of Chapter 119 of Title 18 of the United States Code.

16 IT IS FURTHER ORDERED that the interception of wire communications authorized by
17 this Court's Order must terminate upon attainment of the authorized objectives or, in any event,
18 at the end of 30 days from the date of this Order, measured from the earlier of the day on which
19 the investigative or law enforcement officer first begins to conduct an interception or ten days
20 after the Order is signed by the Court.

21 IT IS FURTHER ORDERED that monitoring of wire communications must terminate
22 immediately when it is determined that the communications are unrelated to communications
23 subject to interception under 18 U.S.C. Chapter 119. Interception must be suspended
24 immediately when it is determined through voice identification, video surveillance, physical
25 surveillance, or otherwise, that none of the named Target Subjects and Interceptees or any of
26 their confederates, when identified, are participants in the communication, unless it is determined
27 during the portion of the conversation already overheard that the conversation is criminal in
28 nature. If the communication is minimized, the monitoring agent shall spot check to ensure that

1 the conversation has not turned to criminal matters. Special attention will be given to the
2 minimization of all federally-recognized privileges.

3 IT IS FURTHER ORDERED that permission is granted to utilize delayed minimization
4 as authorized by the provisions of 18 U.S.C. § 2518(5) for interceptions in foreign or coded
5 language. In the event that the intercepted communication is in a code or foreign language, and
6 an expert in that foreign language is not reasonably available during the period of interception,
7 minimization shall be accomplished as soon as practicable after such interception.

8 IT IS FURTHER ORDERED, that pursuant to 18 U.S.C. § 2518(5), and its provisions for
9 specialized minimization procedures when intercepting foreign language or coded
10 communications, the following minimization procedures be established:

- 11 a. Should foreign language translators not be reasonably available to minimize
12 communications on the spot, all such communications will be intercepted and
13 recorded in their entirety;
- 14 b. In the event the translator is not a federal agent, the translator, whether he/she is a
15 foreign language-trained support employee or under contract to the government,
16 will be under the supervision of a federal agent; and
- 17 c. Communications monitored by the translator under the supervision of a federal
18 agent will be minimized by the translator, and an English translation of the
19 pertinent criminal communications will be furnished to the supervising federal
20 agent.

21 IT IS FURTHER ORDERED that Assistant United States Attorney William Frentzen, or
22 any other Assistant United States Attorney familiar with the facts of the case, provide the Court
23 with a report on or about the 15th day following the date law enforcement officers first begin to
24 conduct interception pursuant to the Court's Order showing what progress has been made toward
25 achievement of the authorized objectives and the need for continued interception. If this report
26 should become due on a weekend or holiday, it is ordered further that such report become due on
27 the next business day thereafter.
28

1 IT IS FURTHER ORDERED that this Court's Orders, the Application, the accompanying
2 Affidavit, minimization instructions, all periodic reports filed with the Court with regard to this
3 matter, and all other related documents be sealed until further order of this Court, except that
4 copies of the Orders, in full or redacted form, may be served on FBI and on others as necessary to
5 effectuate the Court's Orders.

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7 DATED: March 17, 2012

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9 TIME: 12:45
10 P-7

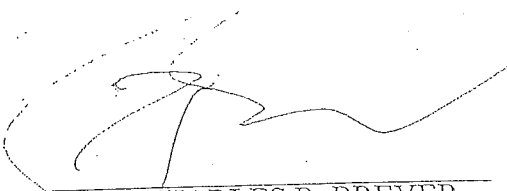

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HON. CHARLES R. BREYER
United States District Judge

EXHIBIT 16

(To be filed under seal)

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

CRB

No. 18 SC 12314

IN THE MATTER OF THE
APPLICATION OF THE UNITED
STATES FOR AN ORDER
AUTHORIZING THE INTERCEPTION
OF WIRE AND ELECTRONIC
COMMUNICATIONS ON CELLULAR
TELEPHONE [REDACTED] AND
THE OBTAINING OF GPS PRECISE
LOCATION INFORMATION FOR
THE SAME TELEPHONE

ORDER AUTHORIZING INTERCEPTION
OF WIRE AND ELECTRONIC
COMMUNICATIONS AND OBTAINING
OF GPS LOCATION INFORMATION

FILED UNDER SEAL

I hereby certify that the annexed
instrument is a true and correct copy
of the original on file in my office.
ATTEST:

RICHARD W. WIEKING
Clerk, U.S. District Court
Northern District of California

By: [Signature]
Deputy Clerk

Date: 9/21/15

SEALED ORDER

1 Application under oath having been made before me by William Frentzen, an Assistant
 2 United States Attorney for the Northern District of California, an investigative or law
 3 enforcement officer of the United States within the meaning of 18 U.S.C. § 2510(7), and an
 4 attorney for the government as defined in Rule 1(b)(1)(B) of the Federal Rules of Criminal
 5 Procedure, for an order authorizing the interception of wire and electronic communications and
 6 the obtaining of global positioning system (herein "GPS") precision location information, and
 7 full consideration having been given to the matters set forth therein, the Court finds:

8 1. The Application is made pursuant to the authority of Deputy Assistant Attorney
 9 General Paul O'Brien, a specially designated representative of the Attorney General of the
 10 United States, and therefore satisfies the dictates of 18 U.S.C. § 2516(1).

11 2. There is probable cause to believe that the following individuals: Keith
 12 JACKSON ("JACKSON"), [REDACTED], California State Senator Leland YEE
 13 ("YEE"), [REDACTED]

14 [REDACTED], Brandon JACKSON ("Brandon JACKSON"),
 15 Marlon SULLIVAN ("SULLIVAN"), Kwok Cheung CHOW, a/k/a Raymond Chow, a/k/a
 16 Shrimp Boy, a/k/a Ha Jai ("CHOW"), [REDACTED]

17 [REDACTED]
 18 [REDACTED]
 19 [REDACTED], and others whose identities are
 20 presently unknown (collectively, the "Target Subjects and Interceptees"), have committed, are
 21 committing, and will continue to commit violations of one or more of the following federal
 22 felony offenses enumerated in 18 U.S.C. § 2516 (the "Target Offenses"), that is:

- 23 (a) mail fraud and wire fraud, in violation of Title 18, United States Code, Sections
 24 1341, 1343, and 1346;
- 25 (b) money laundering, in violation of Title 18, United States Code, Section 1956;
- 26 (c) violations of the Travel Act, in violation of Title 18, United States Code, Section
 27 1952;

(d) conspiracy to distribute controlled substances, in violation of Title 21, United States Code, Section 846;

(e) distribution of controlled substances, in violation of Title 21, United States Code, Section 841;

(f) use of communication facility to commit or facilitate narcotics offense, in violation of Title 21, United States Code, Section 843(b); and

(g) unlawful engaging in the business of dealing in firearms without a license, in violation of Title 18, United States Code, Section 922(a)(1).

3. There is probable cause to believe that particular wire and electronic communications of the Target Subjects and Interceptees concerning the offenses described above, will be obtained through the interception of wire and electronic communications requested in this application. Specifically, there is probable cause to believe that the cellular telephone bearing the following identification described in further detail below:

Target Telephone

Suspected primary user:

Keith JACKSON

Call Number:

IMSI/IMEI:

Provider:

T-Mobile

Subscriber:

San Francisco, CA 94109

(herein "**Target Telephone**") is being used to commit the Target Offenses. There is also probable cause to believe that the obtaining of precision location information of the **Target Telephone** will constitute or lead to evidence of the Target Offenses. In particular:

- a. There is probable cause to believe that the **Target Telephone** has been, is now, and will continue to be used to commit the Target Offenses;
- b. There is probable cause to believe that the **Target Telephone** has been, is now, and will continue to be used by the Target Subjects and Interceptees in connection with the commission and attempted commission of the Target Offenses; and
- c. There is probable cause to believe that particular wire and electronic communications of the Target Subjects and Interceptees and others as yet

1 unknown, concerning the Target Offenses, will be obtained through the
2 interception of wire and electronic communications requested in this Application.

3 In particular, the wire and electronic communications are expected to identify,
4 among other things:

5 (i) the nature, extent and methods of operation of all of the Target Subjects'
6 scheme to commit the Target Offenses;

7 (ii) the identity of all of the Target Subjects' accomplices, aiders and abettors,
8 co-conspirators and participants in their commission of the Target Offenses;

9 (iii) the receipt and distribution of all contraband and money involved in the
10 Target Offenses;

11 (iv) the locations and items used in furtherance of the Target Offenses;

12 (v) the existence and locations of all records relating to the Target Offenses;

13 (vi) the location and source of all resources used to finance the Target Offenses;
14 and

15 (vii) the location and disposition of all of the proceeds from the Target Offenses.

16 4. Traditional investigative techniques have been tried and have failed. Additional
17 efforts to employ normal investigative techniques reasonably appear unlikely to succeed in the
18 future, or to be too dangerous to utilize, and they reasonably appear unlikely to reveal the full
19 scope of the unlawful activities, the roles of the individuals involved, or the identities of other
20 participants.

21 5. This Order authorizes the interception of wire and electronic communications on
22 the **Target Telephone** in connection with the pending investigation of violations of the Target
23 Offenses. Pursuant to Rule 41 of the Federal Rules of Criminal Procedure, this Order also
24 authorizes the obtaining and use of GPS precision location information for the **Target**
25 **Telephone**.

26 WHEREFORE, IT IS HEREBY ORDERED that Special Agents of the Federal Bureau of
27 Investigation ("FBI") and other federal and specifically designated local law enforcement
28 officers, as well as language specialists employed by the FBI, are authorized, pursuant to an

1 application authorized by a duly designated official of the Criminal Division, United States
2 Department of Justice, pursuant to the power delegated to him by special designation of the
3 Attorney General and vested in the Attorney General by 18 U.S.C. § 2516, to intercept the wire
4 and electronic communications of the Target Subjects and Interceptees on the **Target Telephone**
5 concerning the Target Offenses listed above. Pursuant to 18 U.S.C. § 2518(5), such interception
6 shall not terminate automatically after the first interception that reveals the manner in which the
7 alleged co-conspirators and others as yet unknown conduct their illegal activities, but may
8 continue until all communications are intercepted which reveal fully the manner in which the
9 interceptees and others as yet unknown are committing the offenses described herein, the manner
10 in which the interceptees and others as yet unknown participate in the specified offenses; the
11 level of involvement and the identity of all coconspirators and aiders and abettors who are acting
12 in concert with the interceptees of this application; and the precise nature and scope of the illegal
13 activities and conspiracy as described above, or for a period of 30 days measured from the earlier
14 of the day on which the investigative or law enforcement officers first begin to conduct the
15 authorized interception, or ten days after the date this Order is signed by the Court.

16 IT FURTHER APPEARING THAT, during the course of the interception, the service
17 provider may change:

18 IT IS FURTHER ORDERED that this Order is binding on any domestic USA service
19 provider providing wire communications service to the **Target Telephone** without further order
20 of this Court upon service of a certified copy of this Order.

21 IT IS FURTHER ORDERED that T-Mobile, or any subsequent service providers as
22 defined in 18 U.S.C. § 2510(15), shall notify the applicant immediately if and when the Device
23 Number/ESN/IMSI/MEID, or the telephone number for the **Target Telephone** is supplied to
24 another service provider.

25 IT IS FURTHER ORDERED that in the event that the service provider for the **Target**
26 **Telephone** changes during the course of the interception, interception may continue with the new
27 service provider without further order of this Court upon service of a certified copy of the
28

1 Court's Order.¹⁷ The United States will advise the Court of the change of service provider in the
2 periodic progress reports submitted to this Court.

3 IT IS FURTHER ORDERED that the authorization given during this 30-day period shall
4 apply not only to the telephone number listed above for the **Target Telephone**, but to any
5 changed telephone number(s) or other telephone number(s) subsequently assigned to or used by
6 the instrument(s) bearing the same IMEI numbers listed above, or to any new IMEI number(s)
7 assigned to the telephone number listed above for the **Target Telephone**. It is further ordered
8 that the authorization to intercept wire communications apply to background conversations
9 intercepted through the **Target Telephone** while the **Target Telephone** is off the hook or
10 otherwise in use. It is further ordered that the authorization to intercept the wire and electronic
11 communications of the Target Subjects and Interceptees occurring on the **Target Telephone**
12 apply to voice-mail messages intercepted as they are left or retrieved. It is further ordered that
13 the authorization to intercept the wire communications of the interceptees occurring over the
14 **Target Telephones** apply to any push-to-talk communications.

15 IT IS FURTHER ORDERED that, because of the inherent mobility of the **Target**
16 **Telephone**, and pursuant to 18 U.S.C. § 2518(3), in the event that the **Target Telephone** moves
17 outside the territorial jurisdiction of this Court, the Northern District of California, interception
18 may take place in any other jurisdiction within the United States.

19 IT IS FURTHER ORDERED that, pursuant to 18 U.S.C. § 2518(5), the period of
20 authorized interception set forth in the order runs from the earlier of the day on which the
21 investigative or law enforcement officer first begins to conduct the authorized interception or ten
22 days after the Order is signed by the Court.

23 IT IS FURTHER ORDERED that, based upon the request of the applicant, pursuant to 18
24 U.S.C. §§ 2703, 3122 and 3123, T-Mobile, the telephone service provider for the **Target**
25

26 ¹⁷ This order remains effective in the event that the **Target Telephone** is transferred to
27 another carrier pursuant to "Local Number Portability," which allows a telephone user to change
28 his telephone company but still keep the same telephone number. However, such transferred
effect of the order will apply only if the **Target Telephone** is transferred (i.e. "ported") to
another telephone carrier, and the telephone number and subscriber information remain the same.

1 Telephone, and any other related provider of wire and electronic communications services as
 2 defined in 18 U.S.C. § 2510(15), shall provide the following services concerning the Target
 3 Telephone: caller I.D., speed dialing, call waiting, reverse number searches, historical cell site
 4 information,²⁷ toll records, and related information as described above, pen register data and trap
 5 and trace extended digit-dialed data, direct connect/digital dispatch ("Push to Talk") services,
 6 three-way calling, and all other services. These services are to be provided to the government on
 7 an "as needed basis" to be determined by FBI.

8 IT IS FURTHER ORDERED, based upon the request of the Applicant pursuant to 18
 9 U.S.C. 2518(4) and 18 U.S.C. § 2518(5), that T-Mobile, and any related wire and electronic
 10 communication service providers as defined in 18 U.S.C. § 2510(15), shall furnish and continue
 11 to furnish T-Mobile with all information, facilities, and technical assistance necessary to
 12 accomplish the interceptions unobtrusively and with a minimum of interference with the services
 13 that such service providers are according the persons whose communications are to be
 14 intercepted, and to ensure an effective and secure installation of electronic devices capable of
 15 intercepting wire communications over the above-described telephone facilities. T-Mobile may
 16 use all necessary and reasonable means to carry out the requested interception. The service
 17 providers furnishing such facilities or technical assistance shall be compensated by the applicant
 18 for reasonable expenses incurred in providing such facilities or assistance. The switch
 19 mechanisms which allow law enforcement to receive audio shall be programmed within four
 20 business hours of receipt of the Court's Order.

21 IT IS FURTHER ORDERED that, pursuant to 18 U.S.C. §§ 2703(c) and (d), T-Mobile,
 22 and any related wire and electronic communications service providers as defined in 18 U.S.C.
 23 § 2510(15), shall disclose to FBI all published and non-published subscriber records and other
 24 information (including toll records) relevant to this investigation, that is, all such information
 25 pertaining to telephone numbers associated with telephones, digital display devices, and mobile
 26 telephones utilized, if any, which may be requested in furtherance of this investigation, within 24

27
 28 ²⁷ This includes the physical address of the cell sites and sectors and corresponding
 antenna information used to identify the location of the Target Telephone.

1 hours of said verbal or written request, and, provide these records and information electronically,
2 when requested. Such information shall include, but not be limited to, subscriber date of birth,
3 driver's licenses (state of issuance and number), social security number, available contact names
4 and numbers, employment information, all telephone numbers listed to subscribers under the
5 same or different account, method of payment, length of service, periods of telephone activation,
6 account and billing information, and incoming and outgoing toll information (both historical and
7 ongoing), including direct connect/digital dispatch ("Push to Talk") services and call detail. It is
8 further ORDERED that, when requested, the service provider shall provide toll information for
9 up to the preceding 90 days. Based upon the specific and articulable facts set forth in the
10 affidavit attached to the application referenced above, there are reasonable grounds to believe
11 that the records and other information to be sought are relevant and material to the ongoing
12 criminal investigation, in that the records and other information will assist law enforcement
13 personnel in fully identifying the named interceptees, their co-conspirators and associates, and in
14 identifying locations used by the organization to conduct its unlawful activities.

15 IT IS FURTHER ORDERED that the furnishing of said information, facilities, and
16 technical assistance by T-Mobile shall terminate after 30 days measured from the earlier of the
17 day on which the investigative or law enforcement officers begin to conduct the interception of
18 wire communications pursuant to this Order, or ten days from the date this Order is signed by the
19 Court, unless otherwise ordered by this Court.

20 IT IS FURTHER ORDERED that, pursuant to Federal Rule of Criminal Procedure 41,
21 that FBI agents may obtain and use global positioning system ("GPS") precision location
22 information to monitor the precise physical location of the **Target Telephone**, including but not
23 limited to data indicating the specific latitude and longitude, or other precise location information
24 of the **Target Telephone** for a period of thirty days. There is probable cause to believe that the
25 precise location of the **Target Telephone** at times determined by investigators will constitute or
26 lead to evidence of the Target Offenses.

27 IT IS FURTHER ORDERED that the warrant for the precise location information be
28 returned to the issuing judicial officer within ten days after the termination of the execution of

1 the Order.

2 IT IS FURTHER ORDERED that, pursuant to 18 U.S.C. § 3103a(b) and Federal Rules of
3 Criminal Procedure 41(f)(3), delay of the notification of the acquisition of geolocation
4 information is authorized until such time as the inventory required under Title 18, United States
5 Code, Section 2518(8)(d) is served.

6 IT IS FURTHER ORDERED, to avoid prejudice to this criminal investigation, any
7 individuals shall not disclose or cause a disclosure of this Court's Order, the request for
8 information, facilities, and assistance by the FBI, or the existence of the investigation to any
9 person other than those agents and employees of the FBI (including employees of state and local
10 task forces) who require this information to accomplish the requested interceptions.

11 IT IS FURTHER ORDERED that this Order shall be executed as soon as practicable
12 after it is signed and that all monitoring of wire and electronic communications shall be
13 conducted in such a way as to minimize the interception and disclosure of the communications
14 intercepted to those communications relevant to the pending investigation, in accordance with
15 the minimization requirements of Chapter 119 of Title 18 of the United States Code.

16 IT IS FURTHER ORDERED that the interception of wire and electronic communications
17 authorized by this Court's Order must terminate upon attainment of the authorized objectives or,
18 in any event, at the end of 30 days from the date of this Order, measured from the earlier of the
19 day on which the investigative or law enforcement officer first begins to conduct an interception
20 or ten days after the Order is signed by the Court.

21 IT IS FURTHER ORDERED that monitoring of wire and electronic communications
22 must terminate immediately when it is determined that the communications are unrelated to
23 communications subject to interception under 18 U.S.C. Chapter 119. Interception must be
24 suspended immediately when it is determined through voice identification, video surveillance,
25 physical surveillance, or otherwise, that none of the named Target Subjects and Interceptees or
26 any of their confederates, when identified, are participants in the communication, unless it is
27 determined during the portion of the conversation already overheard that the conversation is
28 criminal in nature. If the communication is minimized, the monitoring agent shall spot check to

1 ensure that the conversation has not turned to criminal matters. Special attention will be given to
2 the minimization of all federally-recognized privileges.

3 IT IS FURTHER ORDERED that permission is granted to utilize delayed minimization
4 as authorized by the provisions of 18 U.S.C. § 2518(5) for interceptions in foreign or coded
5 language. In the event that the intercepted communication is in a code or foreign language, and
6 an expert in that foreign language is not reasonably available during the period of interception,
7 minimization shall be accomplished as soon as practicable after such interception.

8 IT IS FURTHER ORDERED, that pursuant to 18 U.S.C. § 2518(5), and its provisions for
9 specialized minimization procedures when intercepting foreign language or coded
10 communications, the following minimization procedures be established:

- 11 a. Should foreign language translators not be reasonably available to minimize
12 communications on the spot, all such communications will be intercepted and
13 recorded in their entirety;
- 14 b. In the event the translator is not a federal agent, the translator, whether he/she is a
15 foreign language-trained support employee or under contract to the government,
16 will be under the supervision of a federal agent; and
- 17 c. Communications monitored by the translator under the supervision of a federal
18 agent will be minimized by the translator, and an English translation of the
19 pertinent criminal communications will be furnished to the supervising federal
20 agent.

21 IT IS FURTHER ORDERED that with respect to electronic communications in particular
22 (i.e. text messages), all monitoring of electronic communications will be conducted in
23 accordance with Chapter 119 of Title 18, United States Code. Each text message will be
24 reviewed over a secure system, and based on the identities of the sender and recipient and the
25 content of the message, monitoring personnel will determine as soon as practicable after
26 interception whether the text message appears to be relevant to the investigation or otherwise
27 criminal in nature. If the message is not criminal in nature, the message will be marked
28 "minimized" and not accessed by other members of the investigative team. If the message

1 appears to be privileged, it will be marked "privileged" and secured from access by other
 2 members of the investigative team. If a text message appears to be relevant to the investigation or
 3 otherwise criminal in nature, it will be marked "non-minimized" and may be shared with the
 4 other agents and monitors involved in the investigation. If a text message is marked "minimized"
 5 or "privileged," it will not be disseminated to members of the investigative team. All intercepted
 6 text messages will be sealed with the court upon the expiration of the court's order authorizing
 7 the interception. It is anticipated that the monitoring location will not be staffed at all times, but
 8 will be staffed at regular hours, at which time intercepted communications will be monitored and
 9 read (including those intercepted at hours when the location was not staffed). However, even
 10 when unmanned, the monitoring location will be kept secured with access limited to only
 11 authorized monitoring personnel and their supervising agents.

12 IT IS FURTHER ORDERED that Assistant United States Attorney William Frentzen, or
 13 any other Assistant United States Attorney familiar with the facts of the case, provide the Court
 14 with a report on or about the 15th day following the date law enforcement officers first begin to
 15 conduct interception pursuant to the Court's Order showing what progress has been made toward
 16 achievement of the authorized objectives and the need for continued interception. If this report
 17 should become due on a weekend or holiday, it is ordered further that such report become due on
 18 the next business day thereafter.

19 IT IS FURTHER ORDERED that this Court's Orders, the Application, the accompanying
 20 Affidavit, minimization instructions, all periodic reports filed with the Court with regard to this
 21 matter, and all other related documents be sealed until further order of this Court, except that
 22 copies of the Orders, in full or redacted form, may be served on FBI and on others as necessary to
 23 effectuate the Court's Orders.

24
 25 DATED: Aug 8, 2013

26
 27 TIME: 2:52 PM

28

 HON. CHARLES R. BREYER
 United States District Judge